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| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b> |   | ATTORNEY'S DOCKET NUMBER<br>2723-0144PUS1                           |
|   |   | U.S. APPLICATION NO. (If known, see 37 CFR 1.5)<br><b>10/542384</b> |
| INTERNATIONAL APPLICATION NO.<br>PCT/EP2003/051116  | INTERNATIONAL FILING DATE<br>30 December 2003 | PRIORITY DATE CLAIMED<br>14 January 2003                            |
| TITLE OF INVENTION      METHOD OF PRODUCING A HINGED-LID PACKET OF CIGARETTES   |   |   |
| APPLICANT(S) FOR DO/EO/US      Mario SPATAFORA  |   |   |

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☒ The US has been elected (Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - ☐ is attached hereto (required only if not communicated by the International Bureau).
  - ☒ has been communicated by the International Bureau.
  - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - ☒ is attached hereto.
  - ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - ☐ are attached hereto (required only if not communicated by the International Bureau).
  - ☐ have been communicated by the International Bureau.
  - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - ☒ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
- ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
- ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

- ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☒ A preliminary amendment.
- ☒ An Application Data Sheet under 37 CFR 1.76.
- ☐ A substitute specification.
- ☐ A power of attorney and/or change of address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
- ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
- ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- ☒ Other items or information: PCT/ISA/210; PCT/IPEA/416; PCT/IPEA/409; PCT/IB/304; PCT/IB/308 & Three (3) Sheets of Formal Drawings

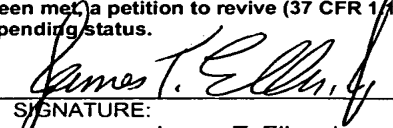
JC17 Rec'd PCT/PTO 14 JUL 2005

PTO-1390 (Rev. 02-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|---|--------------|---|--|---|--------------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.50) <b>10 7542384</b>  |              | INTERNATIONAL APPLICATION NO.<br>PCT/EP2003/051116                            |  | ATTORNEY'S DOCKET NUMBER<br>2723-0144PUS1 |              |
| The following fees have been submitted  |              |   |  | CALCULATIONS                              | PTO USE ONLY |
| 21. <input checked="" type="checkbox"/> Basic national fee .....  |              | \$300   |  | \$ 300.00                                 |              |
| 22. <input checked="" type="checkbox"/> Examination fee   |              |   |  |   |              |
| If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) .....  |              | \$100   |  |   |              |
| All other situations .....  |              | \$200   |  | \$ 200.00                                 |              |
| 23. <input checked="" type="checkbox"/> Search fee  |              |   |  |   |              |
| Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority .....   |              | \$100   |  |   |              |
| International Search Report prepared and provided to the Office .....   |              | \$400   |  |   |              |
| All other situations .....  |              | \$500   |  | \$ 400.00                                 |              |
| <b>TOTAL OF 21, 22 and 23 =</b>   |              |   |  | \$ 900.00                                 |              |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.  |              |   |  |   |              |
| Total Sheets  | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE   |   |              |
| 13 - 100 =  | /50 =        |   | x \$250.00   |   |              |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).   |              |   |  | \$ 130.00                                 |              |
| CLAIMS  | NUMBER FILED | NUMBER EXTRA  | RATE   |   |              |
| Total claims  | 7 - 20 =     |   | x  | \$ 0.00                                   |              |
| Independent claims  | 1 - 3 =      |   | x  | \$ 0.00                                   |              |
| MULTIPLE DEPENDENT CLAIM(s) (if applicable)   |              |   | +  | 0.00                                      | \$ 0.00      |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |   |  | \$ 1,030.00                               |              |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.  |              |   |  | \$  |              |
| <b>SUBTOTAL =</b>   |              |   |  | \$ 1,030.00                               |              |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).  |              |   |  | +   | \$           |
| <b>TOTAL NATIONAL FEE =</b>   |              |   |  | \$ 1,030.00                               |              |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property   |              |   |  | +   | \$           |
| <b>TOTAL FEES ENCLOSED =</b>  |              |   |  | \$ 1,030.00                               |              |
|   |              |   |  | Amount to be refunded:                    | \$           |
|   |              |   |  | Amount to be charged:                     | \$           |
| a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,030.00</u> to cover the above fees is enclosed.<br>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.<br>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2448</u> . A duplicate copy of this sheet is enclosed.<br>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. |              |   |  |   |              |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.437 (a) or (b)) must be filed and granted to restore the International Application to pending status.   |              |   |  |   |              |
| SEND ALL CORRESPONDENCE TO:   |              |   |  |   |              |
| CUSTOMER NUMBER: 02292  |              |   | <br>SIGNATURE: James T. Eller, Jr. |   |              |
| July 14, 2005   |              |   | NAME   |   |              |
| /smt  |              |   | 39,538   |   |              |
|   |              |   | REGISTRATION NUMBER  |   |              |

10/542384  
JC17 Rec'd PCT/PTO 14 JUL 2005

Docket No.: 2723-0144PUS1  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Mario SPATAFORA

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: July 14, 2005

Art Unit: N/A

For: METHOD OF PRODUCING A HINGED-LID  
PACKET OF CIGARETTES

Examiner: Not Yet Assigned

LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The PTO is requested to use the amended sheets/claims attached hereto (which correspond to Article 19 amendments or to claims attached to the International Preliminary Examination Report (Article 34)) during prosecution of the above-identified national phase PCT application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §1.16 or 1.14; particularly, extension of time fees.

Dated: July 14, 2005

Respectfully submitted,

By   
James T. Eller, Jr.

Registration No.: 39,538

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Rd

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachment(s)

Birch, Stewart, Kolasch & Birch, LLP

JTE/smt